

**UNITED STATES OF AMERICA  
BEFORE THE NATIONAL LABOR RELATIONS BOARD**

**UNITED ROAD SERVICES, INC.**

**and**

**Case 31-CA-180722**

**TEAMSTERS LOCAL UNION NO. 63**

**ORDER**

The Employer's petition to revoke subpoena duces tecum B-1-U2WS5J is denied. The subpoena seeks information relevant to the matters under investigation and describes with sufficient particularity the evidence sought, as required by Section 11(1) of the Act and Section 102.31(b) of the Board's Rules and Regulations. Further, the Employer has failed to establish any other legal basis for revoking the subpoena. See generally *NLRB v. North Bay Plumbing, Inc.*, 102 F.3d 1005 (9th Cir. 1996); *NLRB v. Carolina Food Processors, Inc.*, 81 F.3d 507 (4th Cir. 1996).<sup>1</sup>

Dated, Washington, D.C., February 2, 2017.

PHILIP A. MISCIMARRA, ACTING CHAIRMAN

MARK GASTON PEARCE, MEMBER

LAUREN McFERRAN, MEMBER

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<sup>1</sup> We have evaluated the subpoena in light of the Region's representation in its opposition brief that it informed the Employer on November 8, 2016, that the request in par. 5 does not include requests for medical leave, and the Region's statement in its opposition that, based on the Employer's admission in its petition that Dan Davis is a manager and a supervisor and that it does not employ an individual named Ken Evans, the Region is withdrawing the requests in pars. 1 and 2 of the subpoena with respect to those individuals. (Opp. at 2, 7, 8).